

AN ORDINANCE approving the awarding of Reference #989 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and UNDERGROUND PIPE & VALVE, INC. for the Water Maintenance and Service Department.

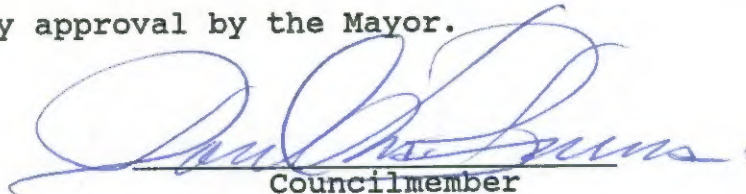
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #989 between the City of Fort Wayne, by and through its Department of Purchasing and UNDERGROUND PIPE & VALVE, INC. for the Water Maintenance and Service Department, respectfully for:

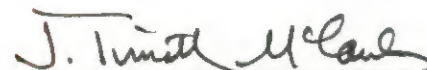
the 1991 purchase of valves for the Water Maintenance and Service Department;

involving a total cost of Thirty Thousand Six Hundred Sixty-Two and 50/100 Dollars (\$33,662.50), all as more particularly set forth in said Reference #989 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

  
Councilmember

APPROVED AS TO FORM  
AND LEGALITY

  
J. Timothy McCaulay, City Attorney

REF. NO.: 989  
DEPT.: WATER MAINTENANCE  
DATE: 2/12/91  
ITEM/SERV.: VALVES

PURCHASING INFORMATION

ADVERTISED BID: YES  
DATES ADVERTISED: 12/19/90 & 12/26/90  
OPENING DATE: 1/10/91  
WRITTEN QUOTE:

DUE DATE:

VERBAL QUOTE:

SINGLE SOURCE:

NO. OF VENDORS NOTIFIED: 15

NO. OF VENDORS RECEIVING BID: 6

NO. OF VENDORS RETURNING BID: 5

NO. OF VENDORS DISQUALIFIED: 0

NO. OF VENDORS NOT RESPONDING: 10

DATE SENT TO DEPT FOR RECOMM.: 1/10/91

DATE RECOMMENDATION REC'D IN PURCH: 1/28/91

COUNCIL INFORMATION DATES SENT EXTENSION DATES

DATE INFO SENT TO LAW DEPT.: 2/6/91

INTRODUCTION DATE: 2/12/92

DISCUSSION DATE: 2/19/91

PASSAGE DATE: 2/26/91

ORDINANCE NO.:



REFERENCE NO. 989  
 CUT IN VALVES. LINE  
 VALVES. TAP VALVES  
 W M & S  
 1/14/91

SIZE	QTY	UNIT	E J P MIDWEST	AMERI CAST IRON	TREATY COMPANY	UNDERGROUND PIPE	ETNA SUPPLY					
CUT IN VALVES												
4"	2	EA	\$157.09	\$314.18	N/B	\$0.00	\$189.38	\$378.76	\$134.00	\$268.00	\$151.69	\$303.38
6"	20	EA	\$209.20	\$4,184.00	\$209.76	\$4,195.20	\$257.56	\$5,151.20	\$182.00	\$3,640.00	\$203.40	\$4,068.00
8"	5	EA	\$321.60	\$1,608.00	\$326.04	\$1,630.20	\$399.42	\$1,997.10	\$283.00	\$1,415.00	\$314.92	\$1,574.60
10"	2	EA	\$498.40	\$996.80	\$515.74	\$1,031.48	\$623.33	\$1,246.66	\$441.00	\$882.00	\$487.05	\$974.10
12"	2	EA	\$633.60	\$1,267.20	\$646.16	\$1,292.32	\$786.56	\$1,573.12	\$556.00	\$1,112.00	\$607.80	\$1,215.60
LINE VALVES												
2"	10	EA	\$93.70	\$937.00	\$98.50	\$985.00	\$90.75	\$907.50	\$89.00	\$890.00	\$94.61	\$946.10
4"	3	EA	\$143.90	\$431.70	\$153.22	\$459.66	\$141.42	\$424.26	\$132.50	\$397.50	\$144.20	\$432.60
6"	12	EA	\$186.80	\$2,241.60	\$197.45	\$2,369.40	\$183.07	\$2,196.84	\$170.00	\$2,040.00	\$186.43	\$2,237.16
8"	5	EA	\$289.75	\$1,448.75	\$307.80	\$1,539.00	\$284.80	\$1,424.00	\$266.00	\$1,330.00	\$291.92	\$1,459.60
10"	2	EA	\$445.85	\$891.70	\$478.35	\$956.70	\$442.89	\$885.78	\$414.00	\$828.00	\$453.69	\$907.38
12"	5	EA	\$555.00	\$2,775.00	\$604.20	\$3,021.00	\$559.45	\$2,797.25	\$524.00	\$2,620.00	\$562.34	\$2,811.70
TAPPING VALVES												
4"	20	EA	\$153.20	\$3,064.00	\$165.08	\$3,301.60	\$194.35	\$3,887.00	\$150.00	\$3,000.00	\$155.98	\$3,119.60
6"	10	EA	\$212.50	\$2,125.00	\$228.92	\$2,289.20	\$269.41	\$2,694.10	\$208.00	\$2,080.00	\$216.13	\$2,161.30
8"	10	EA	\$315.25	\$3,152.50	\$339.72	\$3,397.20	\$399.53	\$3,995.30	\$309.00	\$3,090.00	\$321.91	\$3,219.10
12"	10	EA	\$712.85	\$7,128.50	\$777.48	\$7,774.80	\$914.21	\$9,142.10	\$707.00	\$7,070.00	\$730.75	\$7,307.50
GRAND TOTAL			\$32,565.93		\$34,242.76		\$38,700.97		\$30,662.50		\$32,737.72	



FRONT PAGE/INVITATION TO BID  
DEPARTMENT OF PURCHASING  
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA  
ONE MAIN STREET - ROOM 350  
PHONE 219-427-1101

BID OPENING DATE 1-10-91 @ 11:00 AM BID REFERENCE # 989

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CUTTING-IN VALVES, LINE VALVES  
AND TAPPING VALVES PER SPECIFICATIONS

AND REQUESTED BY WATER MAINTENANCE & SERVICE

THIS BID REQUIRES A XXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

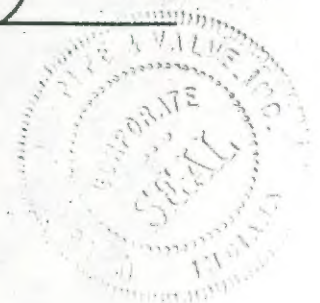
THIS BID REQUIRES A \_\_\_\_\_ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: \_\_\_\_\_ %  
IF PAID WITHIN but 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Underground Pipe & Valve Co.  
STREET ADDRESS 617 Ley Road  
CITY Fort Wayne PHONE # 483-1487  
BY James P. Butler  
REPRESENTATIVE SIGNATURE





THE FOLLOWING VALVES, OR APPROVED EQUALS, ARE THE ONLY  
RESILIENT SEATED GATE VALVES WHICH WILL BE ACCEPTED FOR  
USE IN CONNECTION WITH THE INSTALLATION OF WATER MAINS:  
AMERICAN-865, CLOW-F-6114, WATEROUS-SERIES 500 TM, US  
PIPE-5860, KENNEDY 1950 X.

FOB: FORT WAYNE

TERM OF AGREEMENT: FROM TIME OF AWARD THRU 12-31-91

PLEASE PRICE THE FOLLOWING:

SIZE	QTY	UNIT	UNIT COST	/	TOTAL
4" CUT IN VALVE	2	EA +/-	\$ 134 <sup>00</sup>	/	\$ 268 <sup>00</sup>
6" CUT IN VALVE	20	EA +/-	\$ 182 <sup>00</sup>	/	\$ 3640 <sup>00</sup>
8" CUT IN VALVE	5	EA +/-	\$ 283 <sup>00</sup>	/	\$ 1415 <sup>00</sup>
10" CUT IN VALVE	2	EA +/-	\$ 441 <sup>00</sup>	/	\$ 882 <sup>00</sup>
12" CUT IN VALVE	2	EA +/-	\$ 556 <sup>00</sup>	/	\$ 1112 <sup>00</sup>
2" LINE VALVE	10	EA +/-	\$ 89 <sup>00</sup>	/	\$ 890 <sup>00</sup>
4" LINE VALVE	3	EA +/-	\$ 132 <sup>50</sup>	/	\$ 397 <sup>50</sup>
6" LINE VALVE	12	EA +/-	\$ 170 <sup>00</sup>	/	\$ 2040 <sup>00</sup>
8" LINE VALVE	5	EA +/-	\$ 266 <sup>00</sup>	/	\$ 1330 <sup>00</sup>
10" LINE VALVE	2	EA +/-	\$ 414 <sup>00</sup>	/	\$ 828 <sup>00</sup>
12" LINE VALVE	5	EA +/-	\$ 524 <sup>00</sup>	/	\$ 2620 <sup>00</sup>
4" TAPPING VALVE	20	EA +/-	\$ 150 <sup>00</sup>	/	\$ 3000 <sup>00</sup>
6" TAPPING VALVE	10	EA +/-	\$ 208 <sup>00</sup>	/	\$ 2080 <sup>00</sup>
8" TAPPING VALVE	10	EA +/-	\$ 309 <sup>00</sup>	/	\$ 3090 <sup>00</sup>
12" TAPPING VALVE	10	EA +/-	\$ 707 <sup>00</sup>	/	\$ 7070 <sup>00</sup>
GRAND TOTAL:					\$ 30,662 <sup>50</sup>



(Defined at I.C. 36-1-2-9.5)  
(Please type or print)

01-08-91

1. Governmental Unit: Department of Purchasing City of Fort Wayne  
2. County: Allen County  
3. Bidder (Firm): Underground Pipe & Valve, Inc.  
Address: 617 Ley Road  
City/State: Fort Wayne, IN  
4. Telephone Number: 219-483-1457  
5. Agent of Bidder (if applicable): N/A

Pursuant to notices given, the undersigned offers bid(s) to Dept. of Purchasing (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

**BID OFFER OR PROPOSAL**

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

## NON-COLLUSION AFFIDAVIT

STATE OF INDIANA )  
Kosciusko ) SS:  
COUNTY )

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Subscribed and sworn to before me this 8 day of

My Commission Expires: Sept. 9, 1992

County of Residence: St. Louis

account of such sale.

Underwood Pipe & Valve Inc  
Bidder (Firm)

James P Butler  
Signature of Bidder or Agent

January 19 91.  
Helen Buck  
Notary Public

Helen Luick  
Notary Public Printed Name

## ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of \_\_\_\_\_ (Governmental Unit) hereby accepts the terms of the attached bid for \_\_\_\_\_ classes or items numbered \_\_\_\_\_ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

### Contracting Authority Members:

Date: \_\_\_\_\_

\_\_\_\_\_

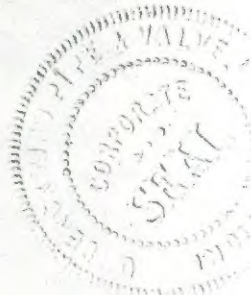
\_\_\_\_\_

\_\_\_\_\_

---

---

---





# AMERICAN STATES INSURANCE COMPANY

INDIANAPOLIS, INDIANA

## BID OR PROPOSAL BOND

Know all Men by these Presents,

That we, UNDERGROUND PIPE AND VALVE, INC.,

of SOUTH BEND, INDIANA (hereinafter called the Principal),  
as Principal, and AMERICAN STATES INSURANCE COMPANY (hereinafter called the  
Surety), as Surety, are held and firmly bound unto CITY OF FORT WAYNE, FORT WAYNE, INDIANA

(hereinafter called the Obligee) in the penal sum of 5% OF AMOUNT BID  
 Dollars (\$) for the payment of which the Principal  
and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly  
and severally, firmly by these presents.

SIGNED and SEALED this 10th day of January 1991.

THE CONDITION OF THIS OBLIGATION IS SUCH, That, whereas the Principal  
has submitted or is about to submit a proposal to the Obligee on a contract for   
Valves - cutting in valves, lines valves, tapping valves

NOW, THEREFORE, if the said contract be timely awarded to the Principal and the Princi-  
pal shall, within such time as may be specified, enter into the contract in writing, and give bond, if  
bond be required, with surety acceptable to the Obligee for the faithful performance of the said con-  
tract, then this obligation shall be void; otherwise to remain in full force and effect.

UNDERGROUND PIPE AND VALVE, INC.

James P. Butler  
AMERICAN STATES INSURANCE COMPANY

By Barbara L. Horvath

Barbara L. Horvath

Attorney-in-Fact





# American States Insurance Company

## INDIANAPOLIS, INDIANA

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that American States Insurance Company, a Corporation duly organized and existing under the laws of the State of Indiana, and having its principal office in the City of Indianapolis, Indiana, hath made, constituted and appointed, and does by these presents make, constitute and appoint \_\_\_\_\_

--LYMAN C. CURTIS, CURTIS A. FEY, BARBARA L. HORVATH, KAREN M. BAUER OR BENNY C. BENDIT--

of South Bend and State of Indiana  
its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, contracts of indemnity and other conditional or obligatory undertakings, provided, however,  
that the penal sum of any one such instrument executed hereunder shall not exceed

TWO HUNDRED FIFTY THOUSAND AND NO/100 (\$250,000.00) DOLLARS

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the common seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. This Power of Attorney is executed and may be revoked pursuant to and by authority granted by Section 7.07 of the By-Laws of the American States Insurance Company, which reads as follows:

"The Chairman, the President or any vice-president (including any Executive Vice President, Senior Vice President, Second Vice President or Assistant Vice President) shall have power, by and with the concurrence with the any other officer of the Corporation, to appoint Attorneys-in-Fact as the business of the Corporation may require and to authorize any such person to execute, on behalf of the Corporation, any bonds, recognizances, stipulations and undertakings, whether by way of surety or otherwise."

IN WITNESS WHEREOF, American States Insurance Company has caused these presents to be signed by its Vice-President, attested by its Assistant Vice-President and its corporate seal to be hereto affixed this 26th day of June

A.D. 19 90

AMERICAN STATES INSURANCE COMPANY

ATTEST:

[Signature]  
Assistant Vice-President

By

[Signature]  
Second Vice-President



STATE OF INDIANA }  
COUNTY OF MARION } SS

On this 26th day of June, A.D., 19 90, before me personally came

Joseph F. Heim

being by me duly sworn, acknowledged the execution of the above instrument and did depose and say; that he is a Vice-President of American States Insurance Company; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of the Board of Directors of said Corporation; and that he signed his name thereto under like authority. And said \_\_\_\_\_

Joseph F. Heim further said that he is acquainted with John J. Rosich and knows him to be the Assistant Vice-President of said Corporation; and that he executed the above instrument.

CAROLYN STRADER, NOTARY PUBLIC  
MARION COUNTY, STATE OF INDIANA  
MY COMMISSION EXPIRES: 2/5/93

STATE OF INDIANA }  
COUNTY OF MARION } SS

[Signature]  
Notary Public



I, John J. Rosich, the Assistant Vice-President of AMERICAN STATES INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said AMERICAN STATES INSURANCE COMPANY, which is still in force and effect.

This Certificate may be signed and sealed by facsimile under and by the authority of Section 8.03 of the By-Laws of AMERICAN STATES INSURANCE COMPANY which reads as follows:

"All policies and other instruments of insurance issued by the Corporation shall be signed on behalf of the Corporation by the Chairman, the President or any vice-president (including any Executive Vice President, Senior Vice President, Vice President, Second Vice President or Assistant Vice President) and the secretary, or an assistant secretary, or other officer, whose signatures, if the instrument is duly countersigned by an authorized representative of the Corporation, may be facsimiles. Such signatures and facsimiles thereof shall be authorized and binding upon the Corporation notwithstanding the fact that any such officer shall have ceased to be such officer at the time such policy or other instrument of insurance shall have been actually issued by the Corporation."

In witness whereof, I have hereunto set my hand and affixed the seal of said Corporation, this 10th day of January

A.D., 19 91

[Signature]  
Assistant Vice-President





Read the first time in full and on motion by Burns, seconded by Edmonds, and duly adopted, read the second time title and referred to the Committee on City of White (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.

DATED: 2-12-91

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Edmonds, and duly adopted, placed on its passage. PASSED ~~POST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 2-26-91

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. S-54-91 on the 26th day of February, 1991.

ATTEST  
Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

SEAL  
Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of February, 1991 at the hour of 2:00 o'clock \_\_\_\_\_ M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of February, 1991, at the hour of 5:15 o'clock P M., E.S.T.

PAUL HELMKE  
PAUL HELMKE, MAYOR



DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 989 for the purchase of valves for 1991 through Water Maintenance & Service Department. The cost reflects the lowest and most responsive of five (5) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Valve are used to turn off water.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT OF NON-PASSAGE: We would not be able to turn off water to make repairs or install new service.

MONIES INVOLVED: Underground Pipe \$30,662.50

PRICE AGREEMENT: Yes

PURCHASE ORDER:

ACCOUNT INFORMATION: W M & S 513-523-W154-4299  
513-522-W154-4299

PRIOR APPROVAL:  
(IF APPLICABLE)

DATE:

*S-91-02-25*



BILL NO. S-91-02-25

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN  
CHARLES B. REDD, VICE CHAIRMAN  
EDMONDS, LONG, SCHMIDT

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding  
of Reference #989 by the City of Fort Wayne, Indiana, by  
and through its Department of Purchasing and UNDERGROUND PIPE &  
VALVE, INC. for the Water Maintenance & Service Department

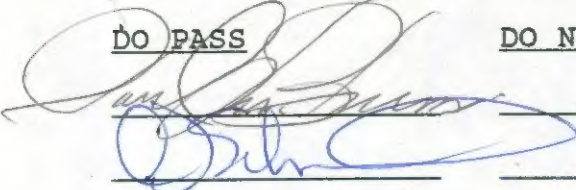
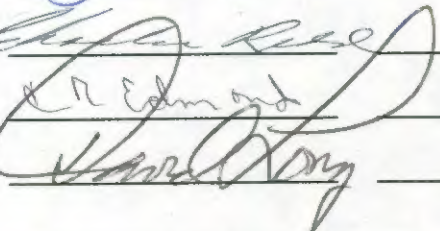
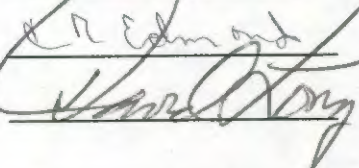
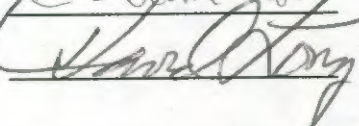
HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) ~~(RESOLUTION)~~

DO PASS

DO NOT PASS

ABSTAIN

NO REC

DATED: 2-26-91

Sandra E. Kennedy  
City Clerk